

Attorney Docket No. : ALX-141.1 CPA

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yi Wang, Louis Matis, and Scott Rollins

Serial No. : 08/236,208

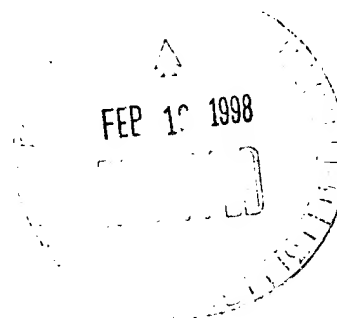
Filed : May 2, 1994

For : METHOD FOR THE TREATMENT OF
GLOMERULONEPHRITIS

Examiner : P. Gambel

Group : 1806

#21/CRA
Gambel 05/18/97



Box 313b
Commissioner of Patents and Trademarks
Washington, D.C. 20231

CONTINUED PROSECUTION APPLICATION
UNDER 37 CFR 1.53(d)

Hand Delivered
February 6, 1998

CONTINUED PROSECUTION APPLICATION
UNDER 37 CFR 1.53(d)

1. This is a request for a X continuation
 divisional

application under 35 USC §120 and 37 CFR § 1.53(d), i.e., a continued prosecution application (CPA), of pending prior non-provisional application number 08/236,208, filed on May 2, 1994, which is a complete application as defined by 37 CFR 1.51(b). This CPA is being filed to permit consideration of an information disclosure statement under 37 CFR 1.97.

It is further requested that this continued prosecution application utilize the file jacket and contents of the prior application, including the specification, drawings, and oath or declaration from the prior application, to constitute this new application, and that the application number of the above-identified prior application be assigned for identification purposes. 37 C.F.R. § 1.53(d)(2)(iv).

It is also requested that the above-identified application be expressly abandoned as of the filing date accorded this continued prosecution application. 37 C.F.R. § 1.53(d)(2)(v).

2. Enclosed are:

1. Information Disclosure Statement (3 pages)
2. Modified 1449 Form (3 pages)
3. Cited References (14 references)
4. Hand Delivery Information (1 page)
5. Return Receipt Postcard (1 card)

3. Title of the prior application and of this application:

METHOD FOR THE TREATMENT OF
GLOMERULONEPHRITIS

4. Names of inventors named in prior application (as originally filed and as last amended) and names of applicants for this application, including current correspondence address:

Full name of sole
or first inventor: Yi Wang
Residence: Orange, Connecticut 06477
United States of America
Citizenship: People's Republic of China
Post Office Address: 270 Sylvan Valley Road
Orange, Connecticut 06477
United States of America

Full name of second
joint inventor: Louis Matis
Residence: Southport, CT 06490
United States of America
Citizenship: United States of America
Post Office Address: 775 Flintlock Road
Southport, CT 06490
United States of America

Full name of third
joint inventor: Scott A. Rollins
Residence: Oxford, Connecticut 06478
United States of America
Citizenship: United States of America
Post Office Address: 104 Quakers Farm Road
Oxford, Connecticut 06478
United States of America

5. With respect to the prior copending U.S. application from which this application claims benefit under 35 USC § 120, the inventors of the claims of this application are the same as the inventors of the claims of the prior application.
6. A verified statement that this filing is by a small entity was filed in the prior non-provisional application and such status is still proper and desired.

7. The filing fee has been calculated as shown below:
SMALL ENTITY

| | | |
|------------------------|-----------------|-------------|
| Basic Fee: | | \$ 395.00 |
| Total Claims: | 5 - 20 = 0 x 11 | 0.00 |
| Indep. Claims: | 1 - 3 = 0 x 41 | 0.00 |
| Multiple dep. claim(s) | + 135 | <u>0.00</u> |
| Total: | | \$ 395.00 |

8. Please charge Deposit Account No. 11-1158 in the amount of \$395.00.
9. The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 11-1158.
10. An information disclosure statement is submitted herewith.
11. Filing of this continued prosecution application is to be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. § 122, to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning, either the prior application or any continuing application filed under the provisions of 37 C.F.R. § 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket. 37 C.F.R. § 1.53(d)(6).
12. Filing of this request is the specific reference required by 35 U.S.C. § 120 to every application assigned the application number identified in this request. No amendment in this application may delete this specific reference to any prior application. 37 C.F.R. § 1.53(d)(7) and 1.78(a)(2).
13. Address all future communications to:

Seth A. Fidel, Ph.D.
Registration No. 38,449
Alexion Pharmaceuticals, Inc.
25 Science Park - Suite 360
New Haven, Connecticut 06511
(203) 776-1790

14. A Petition For Withdrawal from Issue (37 CFR 1.313) is being submitted in parent application Serial No. 08/236,208. A copy of that petition is attached hereto. Please abandon the prior application upon the granting of that petition.
15. In particular, please abandon the prior application at a time while the prior application is pending and when this application is granted a filing date so as to make this application copending with said prior application.

Respectfully submitted,

Date: 2/5/98

Maurice Klee

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